

MEMORANDUM

TO: Public File – Notice of Proposed Rulemaking: Proposed Revisions to Prohibitions and Restrictions on Proprietary Trading and Certain Interests in, and Relationships With, Hedge Funds and Private Equity Funds

FROM: Benjamin Klein, Counsel, FDIC Legal Division

DATE: February 11, 2019

SUBJECT: Meeting with Representatives from the Financial Services Forum

On February 11, 2019, FDIC staff met with representatives from the Financial Services Forum to discuss the interagency Notice of Proposed Rulemaking (“NPR”) regarding revisions to the regulations implementing Section 13 of the Bank Holding Company Act, 12 U.S.C. 1851 (also known as “Volcker Rule”), published in the *Federal Register* on July 17, 2018. 83 FR 33432. Participants discussed various topics related to the covered fund and proprietary trading provisions of the NPR, including exclusions from the definition of “covered fund,” provisions related to the accounting prong of the trading account definition, the exemption for trading outside of the United States, the liquidity management exclusion, limits based on reasonably expected near term demand, and the metrics reporting requirements.

Participants:

Tim Becker, Wells Fargo
Sean Campbell, Financial Services Forum
Satish Kini, Debevoise & Plimpton
Polly Klyce Pennoyer, JPMorgan
Eric Kriftcher, Bank of America
Alex LaPore, Financial Services Forum
Dan Nelson, Wells Fargo
Steve Patterson, State Street
Gary Rosenblum, Bank of America
David Russoff, Goldman Sachs
Tom Smallman, Morgan Stanley
Curtis Tao, Citigroup
David Thomas, Goldman Sachs
Jennifer Xi, Bank of New York Mellon
Bobby Bean, FDIC
Brian Cox, FDIC
Travis Hill, FDIC
Benjamin Klein, FDIC
Michael Phillips, FDIC
Michael Spencer, FDIC